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§ CRIMINAL NO. SA:14-CR-211(HB)

§  
§ SECOND SUPERSEDING INDICTMENT

§  
§ [In violation of:

§ 18 U.S.C. § 2252A(a)(2)  
§ Distribution of Child Pornography;

§ 18 U.S.C. § 2252A(a)(2)  
 § Receipt of Child Pornography;  
 § 18 U.S.C. § 2252A(a)(5)(B)  
 § Possession of Child Pornography;  
 § 18 U.S.C. § 2251(a)  
 § Production of Child Pornography]

**COUNT ONE**

On or about September 20, 2012, within the Western District of Texas, and elsewhere, the Defendant,

did knowingly distribute any child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that has been shipped or transported using any means or facility of interstate and foreign commerce,

**COUNT TWO**

On or about October 4, 2012, within the Western District of Texas, and elsewhere, the Defendant,

**1**

did knowingly distribute any child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that has been shipped or transported using any means or facility of interstate and foreign commerce,

All in violation of Title 18, United States Code, Section 2252A(a)(2) and (b).

**COUNT THREE**  
[18 U.S.C. § 2252A(a)(2)]

Between September 20, 2012, and October 4, 2012, within the Western District of Texas, and elsewhere, the Defendant,

**CARL WADE BAILES,**

did knowingly receive any child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that has been shipped or transported using any means or facility of interstate and foreign commerce,

All in violation of Title 18, United States Code, Section 2252A(a)(2) and (b).

**COUNT FOUR**  
[18 U.S.C. § 2252A(a)(5)(B)]

On or about September 20, 2012, within the Western District of Texas, the Defendant,

**CARL WADE BAILES,**

did knowingly possess material, specifically, a Dell Latitude D420 laptop computer, which contained an image of child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that involved a prepubescent minor, and which had been shipped and transported using any means and facility of interstate and foreign commerce, and was produced using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce, including by computer,

All in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

**COUNT FIVE**

[18 U.S.C. § 2252A(a)(5)(B)]

On or about October 4, 2012, within the Western District of Texas, the Defendant,

**CARL WADE BAILES,**

did knowingly possess material, specifically, a Dell Latitude D420 laptop computer, which contained an image of child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that involved a prepubescent minor, and which had been shipped and transported using any means and facility of interstate and foreign commerce, and was produced using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce, including by computer,

All in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

**COUNT SIX**

[18 U.S.C. § 2251(a)]

From in or about June, 2011, through September 2012, within the Western District of Texas, the Defendant,

**CARL WADE BAILES,**

did knowingly employ, use, persuade, induce, entice and coerce, a minor, CV1, to engage in sexually explicit conduct, for the purpose of producing a visual depiction of such conduct and which visual depiction was produced using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce,

All in violation of Title 18, United States Code, Section 2251(a).

**COUNT SEVEN**

[18 U.S.C. § 2251(a)]

From in or about June, 2011, through September 2012, within the Western District of Texas, the Defendant,

**CARL WADE BAILES,**

did knowingly employ, use, persuade, induce, entice and coerce, a minor, CV2, to engage in sexually explicit conduct, for the purpose of producing a visual depiction of such conduct and which visual depiction was produced using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce,

All in violation of Title 18, United States Code, Section 2251(a).

A TRUE BILL.

  
FOREPERSON OF THE GRAND JURY

RICHARD L. DURBIN, JR.  
ACTING UNITED STATES ATTORNEY

BY:   
TRACY THOMPSON  
Assistant United States Attorney